

**UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA**

PATRICK URIAH THAXTER,
Petitioner,

v.

MARY SABOL, Warden of York County
Prison, et al.,
Defendant.

CASE NO. 1:14-CV-02413

O R D E R

AND NOW, this 1st day of June, 2016, it is ORDERED that:

- (1) The Report filed by Magistrate Judge Saporito (Doc. 27) is **ADOPTED** to the extent that he (a) finds habeas relief to be warranted in the form of a bail hearing and (b) recommends that the Government shall bear the burden of presenting evidence and proving that Petitioner's continued detention is necessary to fulfill the purposes of § 1226. Otherwise, the Report is **NOT ADOPTED**.
- (2) Respondents' partial objection (Doc. 28) is **OVERRULED** as moot.
- (3) The case is **REMANDED** to Judge Saporito for the purpose of holding a bail hearing within seven days of the date of this Order.

/s/ William W. Caldwell
William W. Caldwell
United States District Judge